

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 9, Cameron District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) are owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY
McELROY COAL COMPANY
CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by DENNIS R. McCracken, its ASST. MANAGER, by authority duly given.

JAN PEST
MARSHALL County 02:37:38 PM
Instrument No 1267343
Date Recorded 04/13/2009
Document Type O&G
Book-Page 679-337
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 

Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by **ROBERT P. KING**, its **VICE PRESIDENT**, by authority duly given.

CONSOLIDATION COAL COMPANY
a Delaware corporation:

By: 

Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by **ROBERT P. KING**, its _____, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:

By: 

Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by **DENNIS R. McCRACKEN**, its **VICE PRESIDENT**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:

By: 

Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 10 day of DECEMBER, 2008, by CHARLES T. SHAYNAK, its VICE PRESIDENT, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: Charles T. Shynak
Its: VICE PRESIDENT

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by DENNIS R. McCRACKEN, its VICE PRESIDENT, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

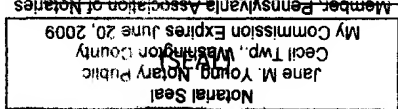
By: Dennis R. McCracken
Its: VICE PRESIDENT

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared DENNIS R. McCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, ²⁰⁰⁹2008.



Jane M. Young
Notary Public

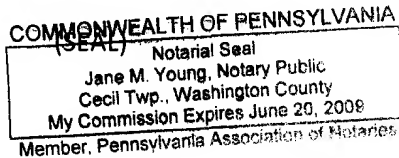
COMMONWEALTH OF PENNSYLVANIA

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008. 2009



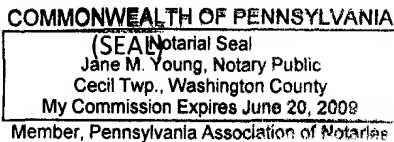
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008. 2009



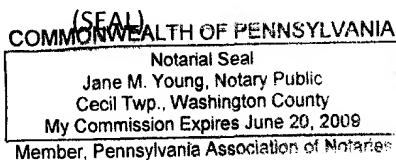
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **DENNIS R. McCRACKEN**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008. 2009

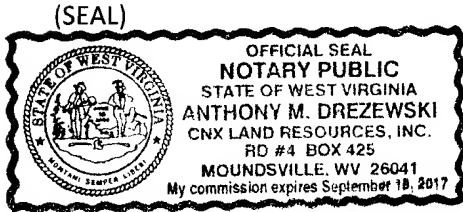


Jane M. Young
Notary Public

My Commission expires _____

~~STATE OF WEST VIRGINIA~~
~~COMMONWEALTH OF PENNSYLVANIA~~
 COUNTY OF MARSHALL

Before me, Anthony M. Drezewski, a Notary Public, on this day personally appeared CHARLES T. SHAYNAK, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 10 day of DECEMBER, 2008.

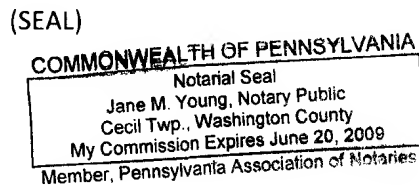


Anthony M. Drezewski
 Notary Public

My Commission expires September 18, 2017

~~COMMONWEALTH OF PENNSYLVANIA~~
 COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared DENNIS R. McCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008. 2009



Jane M. Young
 Notary Public

My Commission expires _____

This Document Prepared By:

J. Kevin Ellis
 WV Bar No. 9964
 Steptoe & Johnson PLLC
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 PO BOX 1616
 Morgantown, WV 26507
 (304) 598-8000

MO5007978

EXHIBIT A - SURFACE TRACTS (McELROY MINE)
Tax Map 9, Cameron District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
9	1	Knight	Melissa J.	RR 1 Box 104	Glen Easton	WV	26039	34 Fork Ridge	579/270
9	2	Knight	Melissa J.	RR 1 Box 104	Glen Easton	WV	26039	39 Fork Ridge	579/270
9	3	Anderson	Sammy W.	RR 1 Box 113A	Glen Easton	WV	26039	10.82 Fork Ridge	608/349
9	4	Anderson	Sammy W.	RR 1 Box 113A	Glen Easton	WV	26039	47.595 Fork Ridge	608/349
9	5	Anderson	Sammy W.	RR 1 Box 113A	Glen Easton	WV	26039	8 1/4 A Fork Ridge	608/349
9	6	Brown	Thomas J & Misty Dawn	RR 1 Box 117	Glen Easton	WV	26039	104.25 Fork Ridge & RW O&G & Coalbed	641/452
9	7	Yoho	Roy E.	RR 1 Box 118B	Glen Easton	WV	26039	37.50 Fork Ridge	422/26
9	7.1	Yoho	Roy E. et ux	RR 1 Box 118B	Glen Easton	WV	26039	7.103 Fork Ridge	668/617
9	8	Phillips	Madelyn S.	RR4 Box 179	Cameron	WV	26033	157.75 Fork Ridge	341/464
9	8	Lilley	James P.	RR4 Box 179	Cameron	WV	26033	157.75 Fork Ridge	675/469
9	10	Anderson	Charles E. et ux	39 Maple Avenue	Cameron	WV	26033	43 A Grave Creek	502/678
9	11	Anderson	Charles E.	39 Maple Avenue	Cameron	WV	26033	263.638 A Grave Creek	502/674
9	11.1	Earnest	Steve E. et ux	RR 4 Box 173	Cameron	WV	26033	5.362 Grave Creek	601/303
9	12	Greathouse	Opal et al	730 Fairmont Pike	Wheeling	WV	26003	99.64 M Grave Creek	648/560
9	14	McElroy Coal Company						57.738 A M Grave Creek O&G&Coalbed	663/371
9	15	Johnson	Michael & Donna Jean	RR 1 Box 111	Glen Easton	WV	26039	42.336 Fork Ridge	600/591
9	15.3	Johnson	Michael H. et ux	RR 1 Box 111A	Glen Easton	WV	26039	10 A Fork Ridge	600/591
9	16	Lucy	Cody	RR 1 Box 109A	Glen Easton	WV	26039	60.53 Fork Ridge	645/169
9	17	Lilley	Mark L.	RR 1 Box 109A	Glen Easton	WV	26039	50.335 Fork Ridge	WB1/1373
9	17.1	Stevy	Charlotte Jean	RR 1 Box 109A1	Glen Easton	WV	26039	5 A Fork Ridge	649/531
9	18	McElroy Coal Company						133 Fork Ridge	668/394

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 16th day of January 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 13th day of April 2009 at 2:37 o'clock P.M.

TESTE: Jan Pest Clerk.